

image
Please type a plus sign (+) inside this box

+

2874
PTO/SB/21 (08-00)

TRANSMITTAL FORM (to be used for all correspondence after initial filing)	Application Number	10/033,549
	Filing Date	December 27, 2001
	First Named Inventor	Pavel Polynkin
	Group Art Unit	2874
	Examiner Name	Michael Stahl
Total Number of Pages in This Submission	Attorney Docket Number	2102393-991130

ENCLOSURES (check all that apply)

<input type="checkbox"/> Fee Transmittal Form <input type="checkbox"/> Fee attached <input type="checkbox"/> Amendment/Reply <input type="checkbox"/> After Final <input type="checkbox"/> Affidavits/declaration(s) <input type="checkbox"/> Extension of Time Request <input type="checkbox"/> Express Abandonment Request <input checked="" type="checkbox"/> Information Disclosure Statement <input type="checkbox"/> Certified Copy of Priority Document(s) <input type="checkbox"/> Response to Missing Parts/Incomplete Application <input type="checkbox"/> Response to Missing Parts under 37 CFR 1.52 or 1.53	<input type="checkbox"/> Assignment Papers (for an Application) <input type="checkbox"/> Drawing(s) <input type="checkbox"/> Licensing-related Papers <input type="checkbox"/> Petition to Convert to a Provisional Application <input type="checkbox"/> Power of Attorney, Revocation Change of Correspondence Address <input type="checkbox"/> Terminal Disclaimer <input type="checkbox"/> Request for Refund <input type="checkbox"/> CD, Number of CD(s) _____	<input type="checkbox"/> After Allowance Communication to Group <input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences <input type="checkbox"/> Appeal Communication to Group (Appeal Notice, Brief, Reply Brief) <input type="checkbox"/> Proprietary Information <input type="checkbox"/> Status Letter <input checked="" type="checkbox"/> Other Enclosure(s) (please identify below): Return postcard PCT Written Opinion
Remarks		

☒ Customer Number or Bar Code Label

26379

(Insert Customer No. or Attach bar code label here)

The Commissioner is hereby authorized to charge any additional fees which may be required, or credit any overpayment to Deposit Account No. 07-1896. A duplicate copy of this sheet is enclosed.

Respectfully submitted,

GRAY CARY WARE & FREIDENRICH LLP

By:

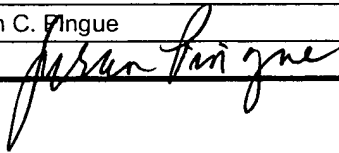
David Alberti
Reg. No. 43,465
Attorneys for Applicant(s)

Dated: November 21, 2003

GRAY CARY WARE & FREIDENRICH LLP
2000 University Avenue
East Palo Alto, CA 94303-2248

CERTIFICATE OF MAILING

I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Commissioner of Patents and Trademarks, P.O. Box 1450, Alexandria, VA 22313-1450 on this date: Nov. 21, 2003

Typed or printed name	Susan C. Pingue	Date	November 21, 2003
Signature			



INFORMATION DISCLOSURE STATEMENT

Applicants:	Polynkin et al
Application No.	10/033,549
Filed:	December 27, 2001
For:	Optical Spectral Power Monitors Employing Time-Division- Multiplexing Detection Schemes
Group Art Unit:	2874
Examiner:	Michael Stahl
Attorney Docket No.:	2102393-991130

Commissioner of Patents and Trademarks
P.O. Box 1450
Alexandria, VA 22313-1450

Dear Sir:

In accordance with the provisions of 37 C.F.R. § 1.56(a) and 37 C.F.R. § 1.97, Applicant(s) hereby make of record the references listed on the accompanying Form PTO-1449 for consideration by the Examiner in connection with the examination of the above-identified patent application.

This Information Disclosure Statement:

- | | | |
|-----|-------------------------------------|---|
| (a) | <input type="checkbox"/> | accompanies a new patent application submitted herewith. |
| (b) | <input type="checkbox"/> | is filed within three (3) months of the Filing Date or before the mailing date of a First Office Action on the merits; OR |
| (c) | <input type="checkbox"/> | after the period defined in (b) but before the mailing date of a Final Rejection or Notice of Allowance, OR |
| (d) | <input checked="" type="checkbox"/> | is filed after the first Office Action and more than three months after the application's filing date or PCT national stage date of entry filing but, as far as is known to the undersigned prior to the mailing date of either a final rejection or a notice of allowance, and is accompanied by either the fee (\$180) set forth in 37 CFR § 1.17(p) or a certification as specified in 37 CFR § 1.97(e), as checked below OR |
| (e) | <input type="checkbox"/> | is filed after the mailing date of either a final rejection or a notice of allowance, and the issue fee has not been paid, and is accompanied by the requisite petition fee (\$130) set forth in 37 CFR § 1.17(l)(1) and a certification as specified in 37 CFR § 1.97(e), as checked below. This document is to be considered as a petition requesting consideration of the information disclosure statement. |

As required under § 1.97(e), Applicants, through the undersigned, hereby state either that [check the appropriate space]:

- | | | |
|-----|-------------------------------------|---|
| (f) | <input checked="" type="checkbox"/> | Each item of information contained in the Information Disclosure Statement was first cited in a communication from a foreign patent office in a counterpart foreign application not more than three months prior to the filing date of the Information Disclosure Statement; or |
| (g) | <input type="checkbox"/> | No item of information contained in the Information Disclosure Statement was cited in a communication from a foreign patent office in a counterpart foreign application, and, to the knowledge of the person signing this Statement after making reasonable inquiry, no item of information contained in the Information Disclosure Statement was known to any individual designated in § 1.56(c) more than three months prior to the filing of the Information Disclosure Statement. |

It is respectfully requested that each of the references shown on the attached Form PTO-1449 be made of record in this application. Copy of the PCT Written Opinion is enclosed.

The Commissioner is authorized to charge any deficiencies and credit any overpayment of fees to our Deposit Account No. 07-1896

Respectfully submitted,

Date: November 21, 2003

GRAY CARY WARE & FREIDENRICH LLP

By: 

Reg. No. David L. Alberti (Reg. No. 43,465)

Attorneys for Applicant(s)

2000 University Avenue

East Palo Alto, CA 94303-2248

650-833-2052

☒ Customer Number or Bar Code Label

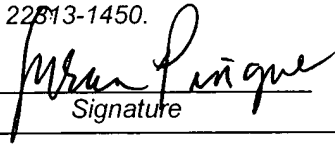
26379

(Insert Customer No. or Attach bar code label here)

I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as FIRST CLASS MAIL in an envelope addressed to: Commissioner of Patents & Trademarks; P.O. Box 1450, Alexandria, VA 22313-1450.

Nov. 21, 2003

Date


Signature

Form PTO-1449 (modified 2/91) INFORMATION DISCLOSURE CITATION (Use several sheets if necessary)	U.S. DEPT. OF COMMERCE Patent and Trademark Office		Attorney Docket Number: 2102393-991130	Serial Number: 10/033,549
	Applicants: Polynkin et al			
	Filing date: December 27, 2001		Group art unit: 2874	

U.S. PATENT DOCUMENTS

Examiner Initial	Patent number	Date	Name	Class	Sub-class	Filing date if appropriate

FOREIGN PATENT DOCUMENTS

	Document number	Date	Country	Class	Sub-class	Translation	
						YES	NO

OTHER DOCUMENTS (Including Author, Title, Date, Pertinent Pages, Etc.)

	PCT Written Opinion dated October 23, 2003 corresponding to PCT US/02/39137.

Examiner:	Date Considered:
EXAMINER: Initial if citation considered, whether or not citation is in conformance with MPEP '609; Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to the applicant.	